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Docket No. 270142000300

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Judy Bridgwater

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Brian C. KELLER, et al.

Serial No.: 09/530,795

Filing Date: June 25, 2000, filed under 35  
U.S.C. § 371 on May 5, 2000

For: ENHANCED INFANT FORMULA  
CONTAINING LIPOSOME  
ENCAPSULATED NUTRIENTS AND  
AGENTS

Examiner: K. Hendricks

Group Art Unit: 1761

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AMENDMENT AND RESPONSE UNDER 37 CFR 1.116

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P.O. Box 1450  
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Dear Sir:

This is in response to an Office Action herein mailed 2 July 2002, time for response to which was set to expire 2 October 2002. A Notice of Appeal, including a request for a two month extension of time, was filed on December 20 2002. An Appeal Brief was due on February 20, 2003. In lieu of the Appeal Brief, Applicant's are hereby submitting this amendment and response under 37 CFR § 1.116 with a three month extension of time. Accordingly, this response is considered timely filed. Reconsideration is respectfully requested.

Enclosed is the following Exhibit A: Marked-up Version of Amendments to the Claims.